

March 19, 2009

EXPEDITED ACTION REQUESTED

Honorable Arne K. Quinlan
Acting Secretary
Surface Transportation Board
395 E Street S.W.
Washington, DC 20423

Re: NTB Docket No. AB-1020X, East Penn Railroad, LLC - Abandonment
Exemption - In Berks and Montgomery Counties, Pennsylvania

Dear Acting Secretary Quinlan:

On August 28, 2008, Montgomery County, Pennsylvania filed a request for the issuance of a notice of interim trail use ("NITU") for a portion of the line being abandoned in this proceeding and a public use condition. By decision served November 18, 2008, the Board imposed the NITU and public use condition.

Montgomery County hereby requests the withdrawal of the NITU and termination of the public use condition. Montgomery further urges the Board to act as expeditiously as possible so that the line can BE sold for continued rail use on or about March 24, 2009.

If you have any questions, please contact me at (610) 278-1481 or
lgrass@montcopa.org.

Sincerely,


Laurel Plankton Grass
Assistant County Solicitor

cc: Karl Morell